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9 **UNITED STATES DISTRICT COURT**  
10 **DISTRICT OF NEVADA**

12 UNITED STATES OF AMERICA,  
13 Plaintiff,  
14 v.  
15 GJERGI LUKE JUNCAJ,  
16 Defendant.

Case No. 2:22-cr-00008-JCM-EJY

**STIPULATION TO EXTEND  
BRIEFING SCHEDULE  
REGARDING REPORT AND  
RECOMMENDATION  
[ECF NO. 69]  
(First Request)**

18 IT IS HEREBY STIPULATED AND AGREED, by and between Jonathan E.  
19 Jacobson, Trial Attorney, Public Integrity Section, and Lauren Castaldi, Trial  
20 Attorney, Public Integrity Section, counsel for the United States of America, and  
21 Rene L. Valladares, Federal Public Defender, and Navid Afshar and Rebecca Levy,  
22 Assistant Federal Public Defenders, counsel for Gjergi Luke Juncaj, that the  
23 defendant's response deadline to the Report and Recommendation, (ECF No. 69)  
24 currently due February 14, 2023, be vacated and extended to February 21, 2023.  
25

26 The Stipulation is entered into for the following reasons:

1           1. Counsel for defense will be out of jurisdiction or otherwise  
2 unavailable between 2/9/23 and 2/14/23.

3           2. The defendant is not incarcerated and does not object to the  
4 extension.

5           3. The parties agree to the extension of the response.

6           4. The additional time requested herein is not sought for purposes of  
7 delay, but merely to allow counsel for the defendant sufficient time within which  
8 to be able to effectively litigate the issues at hand and continue in an effort to  
9 resolve the case.

10           5. Additionally, denial of this request for continuance could result in a  
11 miscarriage of justice. The additional time requested by this Stipulation is  
12 excludable in computing the time within which the trial herein must commence  
13 pursuant to the Speedy Trial Act, Title 18, United States Code, Section  
14 3161(h)(7)(A), considering the factors under Title 18, United States Code, Section  
15 3161(h)(7)(B)(i), (iv).  
16

17           This is the first stipulation to extend this responsive pleading deadline.

18           DATED this 1st day of February, 2023.

19           RENE L. VALLADARES  
20           Federal Public Defender

21           By */s/ Navid Afshar*  
              *Rebecca Levy*

22           NAVID AFSHAR  
23           REBECCA LEVY  
24           Assistant Federal Public Defenders

              JASON M. FRIERSON  
              United States Attorney

              By */s/ Jonathan E. Jacobson*  
              *Lauren Castaldi*

              JONATHAN E. JACOBSON  
              LAUREN CASTALDI  
              Trial Attorneys  
              Public Integrity Section

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3  
4 UNITED STATES OF AMERICA,

5 Plaintiff,

6 v.

7 GJERGI LUKE JUNCAJ,

8 Defendant.  
9

Case No. 2:22-cr-00008-JCM-EJY

FINDINGS OF FACT,  
CONCLUSIONS OF LAW AND  
ORDER

10 FINDINGS OF FACT

11 Based on the pending Stipulation of counsel, and good cause appearing  
12 therefore, the Court finds that:

13 1. Counsel for defense will be out of jurisdiction or otherwise  
14 unavailable between 2/9/23 and 2/14/23.  
15

16 2. The defendant is not incarcerated and does not object to the  
17 extension.

18 3. The parties agree to the extension of the response.

19 4. Additionally, denial of this request for continuance could result in a  
20 miscarriage of justice. The additional time requested by this Stipulation is  
21 excludable in computing the time within which the trial herein must commence  
22 pursuant to the Speedy Trial Act, Title 18, United States Code, Section  
23 3161(h)(7)(A), considering the factors under Title 18, United States Code, Section  
24 3161(h)(7)(B)(i), (iv).  
25  
26

**CONCLUSIONS OF LAW**

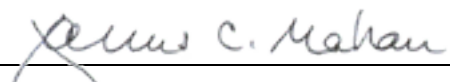
The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy trial, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for trial, taking into account the exercise of due diligence.

The extension sought herein is excludable under the Speedy Trial Act, Title 18, United States Code, Section § 3161 (h)(7)(A), when the considering the factors under Title 18, United States Code, § 3161(h)(7)(B)(i), (iv).

**ORDER**

IT IS THEREFORE ORDERED that the defendant's response deadline to the Report and Recommendation, (ECF No. 69) currently due February 14, 2023, be vacated and extended to February 21, 2023.

Dated this 1st day of February, 2023.

  
UNITED STATES DISTRICT JUDGE